



General Assembly

January Session, 2011

Raised Bill No. 6607

LCO No. 3870

03870_____JUD

Referred to Committee on Judiciary

Introduced by:
(JUD)

***AN ACT CONCERNING CIVIL ACTIONS AGAINST THE STATE BY
MINORS SEXUALLY ASSAULTED WHILE IN THE CUSTODY OF THE
STATE.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

- 1 Section 1. (NEW) (*Effective October 1, 2011*) Any person may bring an
2 action in the Superior Court against the state or any state officer or
3 employee to recover damages for personal injury to a minor, including
4 emotional distress, caused by sexual abuse, sexual exploitation or
5 sexual assault that occurred while such minor was in the custody of
6 the state on account of being charged with or convicted of a delinquent
7 act. The defense of sovereign immunity shall not be available in such
8 action and the rights and liability of the state or a state officer or
9 employee in such action shall be coextensive with and shall equal the
10 rights and liability of private persons in like circumstances.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>October 1, 2011</i>	New section
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Statement of Purpose:

To provide direct access to the Superior Court for minors who are sexually assaulted while being held pretrial or post-conviction in the custody of the state.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]